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#14

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Kristinn R. RZEPKOWSKI et al.

Group Art Unit: 2173

Application No.: 09/487,274

Examiner: X. L. Bautista

Filed: January 19, 2000

Docket No.: 104425

For: SYSTEMS, METHODS AND GRAPHICAL USER INTERFACES FOR
PREVIEWING IMAGE CAPTURE DEVICE OUTPUT RESULTS

SUBMISSION UNDER 37 CFR §1.251

RECEIVED

JUL 15 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Technology Center 2100

Sir:

In reply to the June 7, 2004 Notice under 37 CFR §1.251, please incorporate into the
above-identified application for reconstruction the enclosures as follows:

- (1) A copy of the record of all correspondence between Applicants and the Patent
Office;
- (2) A list of such correspondence; and
- (3) Remarks, including a statement regarding the submitted copy.

REMARKS

Claims 1-39 are pending and awaiting further action by the U.S. Patent and Trademark Office. Legal Instruments Examiner Green is thanked for the courtesies shown to Applicants' representative during the May 26 telephone interview.

Enclosed is a copy of the record of all correspondence between Applicants and the Patent Office. Also enclosed are a list of such correspondence and a copy of the completed Form PTO-2053-B portion of the Notice under 37 CFR §1.251.

It is respectfully submitted that the enclosed copy of the record of all correspondence between Applicants and the Patent Office is a complete and accurate copy of the Applicants' record, except for U.S. patent documents.

Further, it is respectfully submitted that Applicants are unaware of any correspondence between the Patent Office and Applicants for the above-identified application that is not among Applicants' records, as provided hereto.

Should the U.S. Patent and Trademark Office require further information, its representatives are invited to contact Applicants' undersigned representative at the telephone number listed below.

Respectfully submitted,



James A. Oliff
Registration No. 27,075

Gerhard W. Thielman
Registration No. 43,186

JAO:GWT/gwt

Attachments:

Copy of Record of All Correspondence
List of Correspondence
PTO-2053-B

Date: July 14, 2004

OLIFF & BERRIDGE, PLC
P.O. Box 19928
Alexandria, Virginia 22320
Telephone: (703) 836-6400

DEPOSIT ACCOUNT USE AUTHORIZATION Please grant any extension necessary for entry; Charge any fee due to our Deposit Account No. 24-0037
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PTO RECEIPT FOR FILING OF PAPERS

► **Mail Room (Regular Delivery)**

The following papers have been filed:

Submission under 37 CFR §1.251

Name of Applicant: Kristinn R. RZEPKOWSKI et al.

Serial No.: 09/487,274

Atty. File No.: 104425

Title (New Cases):

Sender's Initials: JAO:GWT/tbh

82/30

PATENT OFFICE DATE STAMP



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PTO-2053-B (Rev. 10/03)
Approved for use through 07/31/2006, OMB 0651-0031
U.S. Patent and Trademark Office; U. S. DEPARTMENT OF COMMERCE

In re Application of:

09/487274

Application No.:

1/19/00

Filing Date:

SYSTEMS METHODS AND GRAPHICAL USER

INTERFACES FOR PREVIEWING IMAGE

CAPTURE DEVICE OUTPUT RESULTS

Direct to:

Mail Stop RECONSTRUCTION
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

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NOTICE UNDER 37 CFR 1.251 - Pending Application

Statement (check the appropriate box):

The copy submitted with this reply is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and applicant for the above-identified application that is not among applicant's records.

The copy of the paper(s) listed in the notice under 37 CFR 1.251 is/are a complete and accurate copy of applicant's record of such paper(s).

The papers produced by applicant are applicant's complete record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and the applicant for the above-identified application that is not among applicant's records.

Applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application.

July 14, 2004

Date


Signature
Gerhard W. Thielman

Typed or printed name

Reg. No. 43,186

A copy of this notice should be returned with the reply.

Burden Hour Statement: This collection of information is required by 37 CFR 1.251. The information is used by the public to reply to a request for copies of correspondence between the applicant and the USPTO in order to reconstruct an application file. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 60 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

**LIST OF CORRESPONDENCE BETWEEN APPLICANTS' REPRESENTATIVE
AND THE PATENT AND TRADEMARK OFFICE**

The following is list of communications (in reverse chronological order) by date, title and number of pages:

<u>Date</u>	<u>Title of Communication</u>	<u>No. Pages</u>
June 7, 2004	Notice Under 37 CFR §1.251 (by facsimile)	5
May 13, 2004	Confirmation of Telephone Interview w/ receipt	2
November 13, 2003	Status Inquiry Letter w/ receipt	2
June 12, 2003	Amendment Under 37 CFR §1.111 w/ receipt	17
April 24, 2003	Rejection (Office Action)	8
February 5, 2003	Large Entity Request for Continued Examination Under 37 CFR §1.114 w/ receipt	2
January 15, 2003	Advisory Action	3
January 2, 2003	Amendment After Final Rejection Under 37 CFR §1.116 w/ Appendix and two receipts	14
November 6, 2002	Final Rejection / Notice of Appeal (Office Action)	13
September 20, 2002	Amendment Under 37 CFR §1.111 w/ Appendix, Request for Approval of Drawing Corrections and receipt	12
September 17, 2002	Interview Summary	2
August 14, 2002	Rejection (Office Action) w/ Notice of Draftsperson's Patent Drawing Review and Form Pto-892	12
August 1, 2002	Status Letter Reply (untitled communication)	1
July 23, 2002	Third Status Inquiry Letter w/ receipt	2
February 4, 2002	Status Letter Reply	1
January 23, 2002	Second Status Inquiry Letter w/ receipt	2
July 20, 2001	Status Inquiry Letter w/ receipt	2
April 20, 2002	Notice of Recordation of Assignment Document	4
February 24, 2000	Filing Receipt	2
February 24, 2000	Preliminary Amendment w/ receipt	6
(postmark obscured)	PTO Receipt for Filing of Papers	1
January 19, 2000	New U.S. Application Transmittal, 32 pp. specification, claims (39), abstract, 10 sheets of drawings (Figs. 1-8C) executed Declaration, Assignment Transmittal, executed Assignment w/ receipt	50

Technology Center
Crystal Park Building Two
2nd Floor Room 3A21

104425

2001

GWT
58

ED:

JUL 15 2004

Facsimile Transmission Cover Sheet

Technology Center 2100

Gerhard Thielman

To: Jerry Tillman

Fax: (703) 836-2787

From: Verlene D. Green, Head SAE
Telephone No: 305-4376 Fax No: 305-3219

Date:

6/7/04

Re: 09/487274

Pages:

5

CC:

Urgent For Review Please Comment Please Reply Please Recycle

Comments: Note are attached copies of letter
to start reconstructed file of serial
number 09/487274.

2001 JUN -7 PM 2:29

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UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
www.uspto.gov

— The MAILING DATE of this communication appears on the cover sheet with the correspondence address —

09/487274

June 7, 2004



NOTICE UNDER 37 CFR 1.251 - Pending Application

The file of the above-identified application cannot be located after a reasonable search. Therefore, the Office is initiating the reconstruction of the file of the above-identified application pursuant to the provisions of 37 CFR 1.251.

Applicant is given a period of THREE (3) MONTHS from the mailing date of this notice within which to provide a copy of applicant's record (if any) of all of the correspondence between the Office and applicant for the above-identified application (except for U.S. patent documents), a list of such correspondence, and a statement that the copy is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and whether applicant is aware of any correspondence between the Office and applicant for the above-identified application that is not among applicant's records.

The following paper(s) pertaining to the above-identified application cannot be located after a reasonable search:

Therefore, the Office is initiating the reconstruction of such paper(s) pursuant to the provisions of 37 CFR 1.251.

Applicant is given a period of THREE (3) MONTHS from the mailing date of this notice within which to provide a copy of the paper(s) listed above and a statement that the copy of such paper(s) is a complete and accurate copy of applicant's record of such paper(s).

Alternatively, applicant may reply to this notice by producing applicant's record (if any) of all of the correspondence between the Office and the applicant for the above-identified application for the Office to copy (except for U.S. patent documents), and provide a statement that the papers produced by applicant are applicant's complete record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), whether applicant is aware of any correspondence between the Office and the applicant for the above-identified application that is not among applicant's records. Such records must be brought to the Customer Service Center in the Office of Initial Patent Examination (Crystal Plaza 2, 2011 South Clark Place, Arlington, VA 22202).

If applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application (or any copy of the paper(s) listed above), applicant must reply to this notice by providing a statement that applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application.

Failure to reply to this notice in a timely manner will result in abandonment of the above-identified application. The three-month period for reply to this notice may be extended (up to a maximum of six months) under the provisions of 37 CFR 1.136(a). However, failure to reply within this three-month period will result in a reduction of any patent term adjustment. See 37 CFR 1.704(b).

A printout from PALM of the contents of the file of the above-identified application is included with this notice.

Direct the reply to this notice to:

Ms. V. Green
 2121 Crystal Drive
 Arlington, VA 22202

Direct questions concerning this notice to:

V. Green
 CPK2-2A13

Mail Stop RECONSTRUCTION
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, Virginia 22313-1450

(703) 305-4376

PTO-2053-B (Rev. 10/03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U. S. DEPARTMENT OF COMMERCE

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In re Application of:

Application No.:

09/487274

Filing Date:

1/19/00

Title:

SYSTEMS METHODS AND GRAPHICAL USER
INTERFACES FOR PREVIEWING IMAGE
CAPTURE DEVICE OUTPUT RESULTS

Direct to:

Mail Stop RECONSTRUCTION
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450**NOTICE UNDER 37 CFR 1.251 - Pending Application**

Statement (check the appropriate box):

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Applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application.

DateSignatureTyped or printed name**A copy of this notice should be returned with the reply.**

Burden Hour Statement: This collection of information is required by 37 CFR 1.251. The information is used by the public to reply to a request for copies of correspondence between the applicant and the USPTO in order to reconstruct an application file. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 60 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

PALM INTRANET

Day : Friday
 Date: 4/30/2004
 Time: 14:59:25

Content Information for 09/487274Search Another: Application# or Patent# PCT / / or PG PUBS # Attorney Docket # Bar Code #

Appn Info	Contents	Petition Info	Atty/Agent Info	Continuity Data	Foreign Data	Inv
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Date	Status	Code	Description
12/04/2003		LFLOST	FILE MARKED LOST
10/02/2003		FWDX	DATE FORWARDED TO EXAMINER
06/12/2003	71	A...	RESPONSE AFTER NON-FINAL ACTION
04/24/2003	41	MCTNF	MAIL NON-FINAL REJECTION
04/23/2003	40	CTNF	NON-FINAL REJECTION
02/12/2003		FWDX	DATE FORWARDED TO EXAMINER
02/05/2003	71	RCEX	REQUEST FOR CONTINUED EXAMINATION (RCE)
02/12/2003		ABN9	EXPRESS ABANDONMENT (FOR ENTRY OF CPA / RCE / RUL)
02/05/2003		BRCE	WORKFLOW - REQUEST FOR RCE - BEGIN
01/15/2003	83	MCTAV	MAIL ADVISORY ACTION (PTOL - 303)
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09/25/2002		FWDX	DATE FORWARDED TO EXAMINER
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09/17/2002		EXIN	EXAMINER INTERVIEW SUMMARY RECORD (PTOL - 413)
08/14/2002	41	MCTNF	MAIL NON-FINAL REJECTION
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03/18/2002		DOCK	CASE DOCKETED TO EXAMINER IN GAU
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02/24/2000		A.PE	PRELIMINARY AMENDMENT
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02/25/2000	20	OIPE	APPLICATION DISPATCHED FROM OIPE

02/24/2000		C.A.D	CORRESPONDENCE ADDRESS CHANGE
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